

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

STACEY TORRANCE,
Petitioner,

v.

JOHN C. THOMAS, et al.
Respondents.

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Civ. No. 13-3198

ORDER

AND NOW, this 19th day of November, 2013, upon consideration of the Report and Recommendation of Magistrate Judge Linda K. Caracappa (Doc. No. 8), to which no objections have been filed, it is hereby **ORDERED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The Petition for Writ of Habeas Corpus (Doc. No. 1) is **STAYED and HELD IN ABEYANCE** while Petitioner's PCRA petition is pending in Pennsylvania courts;
3. Petitioner must notify this Court of his intent to proceed with his federal habeas Petition **within forty-five (45) days of the date his PCRA appeal is no longer pending** to avoid dismissal of this Petition.
4. There are no grounds to issue a certificate of appealability; and
5. The Clerk of Court shall mark this case closed for statistical purposes.

AND IT IS SO ORDERED.

/s/ Paul S. Diamond

Paul S. Diamond, J.